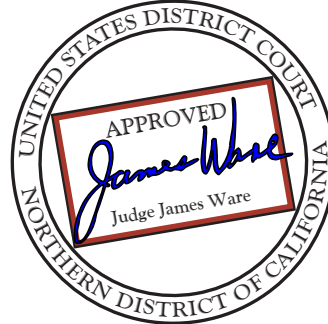


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GOOGLE INC.



UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

GOOGLE INC.,	)	CASE NO.: C-05-00598 JW
	)	
Plaintiff,	)	
	)	
v.	)	<b>STIPULATION AND</b>
	)	<b>ORDER REGARDING</b>
	)	<b>SUMMARY JUDGMENT</b>
AFFINITY ENGINES, INC.,	)	<b>BRIEFING SCHEDULE</b>
	)	
Defendant.	)	
	)	

Pursuant to Civil L.R. 6-1, plaintiff Google Inc. ("Google") and defendant Affinity Engines, Inc. ("AEI") hereby stipulate and agree as follows:

WHEREAS this Court issued a Scheduling Order Following Case Management Conference dated October 17, 2005 setting forth a schedule for Google to file a partial summary judgment motion,

WHEREAS the schedule provides that Google will file its motion on November 28, 2005; with an opposition by AEI to be filed January 30, 2006 and Google's reply to be filed February 13, 2006, with a hearing on the motion scheduled for February 27, 2006;

1 WHEREAS the parties wish to enter into a stipulation whereby Google's opening brief  
2 will instead be filed on November 30, 2005; AEI's opposition will be filed on February 1, 2006;  
3 and Google's reply papers will be filed on February 15, 2006;

4 NOW THEREFORE, pursuant to Local Rule 6-1(b) of the Local Rules of the United  
5 States District Court for the Northern District of California, the parties, by and through their  
6 undersigned counsel, stipulate, and respectfully submit for the Court's approval, as follows:

- 7 (1) Google's opening motion for partial summary judgment will be filed on November  
8 30, 2005;  
9 (2) AEI's opposition to the motion will be filed on February 1, 2006; and  
10 (3) Google's reply papers will be filed February 15, 2006.

11  
12  
13 IT IS SO STIPULATED.

14  
15 Dated: November 7, 2005

ORRICK, HERRINGTON & SUTCLIFFE LLP

16  
17  
18 By: /s/ G. Hopkins Guy III  
G. Hopkins Guy III

19 Attorneys for Affinity Engines, Inc.

20  
21 Dated: November 7, 2005

WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation

22  
23  
24 By: /s/ Michael A. Berta  
Michael A. Berta

25 Attorneys for Google Inc.

1 I, Michael A. Berta, am the ECF User whose identification and password are being used  
2 to file this Stipulation and [Proposed] Order Regarding Summary Judgment Briefing Schedule.  
3 In compliance with General Order 45.X.B, I hereby attest that G. Hopkins Guy III has concurred  
4 in this filing.

5 Dated: November 7, 2005

WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation

8 By: /s/ Michael A. Berta

Michael A. Berta  
Attorneys for Google Inc.

13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

15 Dated: NOVEMBER 9,, 2005

  
HONORABLE JAMES WARE  
UNITED STATES DISTRICT JUDGE